



## IN THE UNITED STATES PATENT AND TRADEMARK OFF RECEIVED

JUL 2 9 2004

In re Application of:

Alan Rowe

Serial No. 09/660,824

Filed: September 13, 2000

For: A MECHANISM TO SURVIVE

SERVER FAILURES WHEN USING THE CIFS PROTOCOL

Art Unit: 2126

**Technology** Center 2100

Examiner: Hoang, Phuong N

Examiner Telephone: (703) 605-4239

Office Action Mailed: April 23, 2004

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to:

> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on 7/22/2004

Date

Dede Stolee

## RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Office Action dated as shown above.

Applicant respectfully requests an extension of time in the event that one is required for

this paper. Authorization is hereby granted to charge all required extension of time fees to Deposit Account No. 50-0365.

Reconsideration of the rejections set forth in the Office Action dated October 3, 2003 is respectfully requested under the provisions of 37 CFR §1.111(b).

22883 PTO/SB/21 (08-03) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/660,824 TRANSMITTAL Filing Date Sep 13, 2000 **FORM** First Named Inventor Rowe, Alan (to be used for all correspondence after initial filing) Art Unit 2126 2 9 2004 **Examiner Name** Hoang, P. Technology Center 2100 Total Number of Pages in This Submission Attorney Docket Number 103.1046.01 30 **ENCLOSURES** (check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Х Amendment / Reply Petition Petition to Convert to a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer identify below): Express Abandonment Request Request for Refund Return Postcard Information Disclosure Statement CD, Number of CD(s) Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Steven A. Swernofsky Reg. No. 33,040 Individual name Signature Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Type or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

22/200

V STOLLV

Signature

In you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.